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Attorney for Plaintiff, CRAIG YATES, an individual;

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CRAIG YATES, an individual,

Plaintiff,

v.

SLOAT REALTY, LLC,

Defendant.

CASE NO. CV-10-5889-MEJ

STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

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STIPULATION OF DISMISSAL AND [PROPOSED] ORDER THEREON

CASE NO. CV-10-5889-MEJ

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document..
6

7 Dated: November 14, 2011

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

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9
10 By: /s/ Thomas E. Frankovich

11 Thomas E. Frankovich
12 Attorney for Plaintiff CRAIG YATES

13 Dated: _____, 2011

DANFOURA LAW OFFICES

15
16 By: _____

17 Samer Danfoura
18 Attorney for Defendant's SLOAT REALTY, INC.

19
20 **ORDER**

21 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
22 Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for
23 the purpose of enforcing the parties' Settlement Agreement and General Release should such
24 enforcement be necessary., LTD with prejudice pursuant to Fed.R.Civ.P.41(a)(1).

25 Dated: _____, 2011

26
27 Honorable Judge Maria-Elena James
28 UNITED STATE DISTRICT JUDGE

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document.

6
7 Dated: _____, 2011

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

8
9
10 By: _____
11 Thomas E. Frankovich
12 Attorney for Plaintiff CRAIG YATES

13
14 Dated: 11/14, 2011

DANFOURA LAW OFFICES

15
16 By: 
17 Samer Danfoura
18 Attorney for Defendant's SLOAT REALTY, INC.

19 **ORDER**

20
21 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
22 Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for
23 the purpose of enforcing the parties' Settlement Agreement and General Release should such
24 enforcement be necessary., LTD with prejudice pursuant to Fed.R.Civ.P.41(a)(1).

25 Dated: November 15, 2011

26
27 
28 Honorable Judge Maria-Elena James
UNITED STATE DISTRICT JUDGE

STIPULATION OF DISMISSAL AND (PROPOSED) ORDER THEREON

CASE NO. CV-10-5889-MEJ